

Docket No. 275010US0X PCT

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

IN RE APPLICATION OF: Alain PROCHIANTZ, et al.

GAU: 1633

SERIAL NO: 10/541,594

EXAMINER: Burkhart, M. D.

FILED: January 5, 2006

FOR: COMPOSITION FOR INTRACELLULAR TRANSPORT OF BIOLOGICAL  
PARTICLES OR MACROMOLECULES

**NOTICE OF APPEAL**

COMMISSIONER FOR PATENTS  
ALEXANDRIA, VIRGINIA 22313

SIR:

Applicants hereby appeal to the Board of Appeals from the decision dated February 20, 2009

The items checked below are appropriate:

- A Petition for Extension of Time Under 37 C.F.R. §1.136 was filed for        months.
- A timely response to the final rejection has not been filed, as provided in 841 O.G. 1411.
- A Two month Petition for Extension of Time for filing the Notice of Appeal is attached.
- A Pre-Appeal Brief Request for Review is attached.

Fee: \$540.00

- Applicant claims small entity status. See 37 CFR 1.27.
- Credit card payment is being made online (if electronically filed), or is attached hereto (if paper filed), covering any required fees.
- Charge to Deposit Account No. 15-0030.
- Please charge any additional fees or credit any overpayment of fees required for filing the Notice of Appeal to Deposit Account No. 15-0030.
- If this notice is not considered timely filed by the U.S. Patent and Trademark Office, then a petition is hereby made under 37 C.F.R. §1.136, and any additional fees required under 37 C.F.R. §1.136 for any necessary extension of time may be charged to Deposit Account No. 15-0030.

Respectfully Submitted,

OBLON, SPIVAK, McCLELLAND,  
MAIER & NEUSTADT, P.C.  
Norman F. Oblon

  
Thomas M. Cunningham, Ph.D.  
Registration No. 45,394

Customer Number

22850

Tel. (703) 413-3000  
Fax. (703) 413-2220  
(OSMMN 11/08)